

ESTTA Tracking number: **ESTTA101821**

Filing date: **09/29/2006**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91172497
Party	Defendant Brice, Michael F. Brice, Michael F. 6 Whitney Lane Woodbury, NY 11796
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Submission	Stipulated/Consent Motion to Extend
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Date	09/29/2006
Attachments	bricemotion.pdf (1 page)(32065 bytes)

JOHNSON & JOHNSON

Opposer,

V.

MICHAEL F. BRICE

Applicant

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) **Opposition No. 91172497**
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MOTION ON CONSENT TO EXTEND TIME TO ANSWER

In accordance with TBMP § 310.03(c), TBMP § 509 and the Federal Rules of Civil Procedure 6(b), Applicant Michael F. Brice hereby moves the Board to extend the time to answer in above-referenced opposition proceeding, which relates to Application Serial No. 76635772 for the mark **HEALTHY TOOTHBRUSH**. The answer from Applicant in the above opposition is due on October 2, 2006. Applicant requests that its time to answer be extended by 14 days from that date or until October 16, 2006. Applicant needs additional time to investigate the claim and open settlement discussions with Opposer.

Applicant, through its counsel, conferred with Mary Pat A. Weyback, counsel for Opposer, who agreed that a 14-day extension of time is appropriate. The parties, therefore, request that, the Board extend the answer and all testimony and trial dates in this opposition by 60 days.

Dated: September 29, 2006

MICHAEL F. BRICE

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